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9   UNITED STATES DISTRICT COURT

10   NORTHERN DISTRICT OF CALIFORNIA

11 DORA BAIRES, et al.,   No.: C 09-05171 CRB

12   Plaintiffs,   **STIPULATION AND [PROPOSED]**
                                            ORDER
13   vs.

14 THE UNITED STATES OF AMERICA; et al.,
                                            Honorable Charles R. Breyer
15   Defendants.

16

17   **STIPULATION AND [PROPOSED] ORDER**

18   The parties hereby jointly request that this Court enter the following Order regarding further

19 briefing of Federal Defendant's Motion To Dismiss Plaintiffs' Third Amended Complaint and

20 related papers:

21   The Federal Defendants' Motion to Dismiss Plaintiffs' Third Amended Complaint and the

22 Request for Judicial Notice filed herewith shall be deemed timely filed;

23

24   Plaintiffs shall have until and including November 4, 2011 to file a response to the motion;

25   Federal Defendants' optional reply brief, if any, shall be filed on or before November 25,

26 2011;

27   The hearing on Federal Defendants' motion shall be continued until December 2, 2011.

28

These adjustments to the briefing and hearing schedule have been agreed to in order to allow the parties sufficient time to adequately brief the issues for the Court's consideration.

IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD:

DATED: September 15, 2011.   REED SMITH LLP

By____/s/_____
    Jayne E. Fleming
    James M. Wood
    Attorneys for Plaintiffs
    Dora Baires, individually, and on behalf of the
    estate of Juan Carlos Baires; and Teofilo Miranda

DATED: September 15, 2011   MELINDA HAAG
    United States Attorney

By____/s/_____
    ABRAHAM A. SIMMONS
    Assistant United States Attorney
    Attorneys for Defendant United States

DATED: September 15, 2011   THERESA A. GOLDNER,
    County Counsel

By____/s/_____
    Scott Fontes
    Deputy County Counsel

[~~PROPOSED~~] ORDER

It is so **Ordered.**

DATED: ___September 19___, 2011

United States Di~~~~

IT IS SO ORDERED
Judge Charles R. Breyer
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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REED SMITH LLP
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